

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, MAY 9, 2005**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:13 p.m. on Monday, May 9, 2005, with President Talley presiding.

Councillor Schneider led the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Talley instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

29 PRESENT: Abdullah, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty, Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley
0 ABSENT:

A quorum of twenty-nine members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Cockrum recognized former Councillor Elwood Black. Councillor Gibson introduced students and teachers from Indianapolis Public School (IPS) 83. Councillor Mansfield recognized Mickey Maurer, honorary spokesperson for Smoke Free Indy. Councillor Brown recognized all the young people in the audience here to support the smokefree ordinance. Councillor Bowes recognized Dr. Virginia Caine, director of the Marion County Health Department (MCHD). Councillor Oliver introduced Linda Mentor from the Martindale-Brightwood area. Councillor Cain recognized Lawrence North Wildcats in the audience. Councillor Talley stated that he has received a list of petitions and signatures from the children from IPS 83 and he presented it to Councillor Mansfield, Chair of the Children's Health and Environment Committee.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, May 9, 2005, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Steve Talley
President, City-County Council

April 26, 2005

TO PRESIDENT TALLEY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* on Wednesday, April 27, 2005 and in the *Indianapolis Star* on Thursday, April 28, 2005, a copy of a Notice of Public Hearing on Proposal Nos. 174-186, 2005, said hearing to be held on Monday, May 9, 2005, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Jean Ann Milharcic
Clerk of the City-County Council

May 2, 2005

TO PRESIDENT TALLEY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Jean Ann Milharcic, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 47, 2005 – approves an increase of \$12,294 in the 2005 Budget of the Department of Public Safety, Police Division (Federal Grants Fund), to pay for officer overtime for seat belt enforcement through the Marion County Traffic Safety Partnership, financed by a federal grant

FISCAL ORDINANCE NO. 48, 2005 - approves an increase of \$257,084 in the 2005 Budget of the Department of Public Safety, Police Division (Federal Grants Fund), to pay for a capacity upgrade on the Automated Fingerprint Identification System (AFIS), financed by a grant from the Federal Department of Justice passed through the State of Indiana Criminal Justice Institute

GENERAL ORDINANCE NO. 31, 2005 - authorizes no parking anytime restrictions on Ruckle Street between 37th Street and 38th Street (Districts 8, 9)

GENERAL ORDINANCE NO. 32, 2005 - authorizes the deletion of a one-way northbound restriction on Highland Avenue between New York Street and 10th Street (District 16)

GENERAL ORDINANCE NO. 33, 2005 - authorizes intersection controls for the Autumn Creek Subdivision, Sections 1, 2, 3 and 4 (District 18)

GENERAL ORDINANCE NO. 34, 2005 - authorizes intersection controls for the Monteo Village Subdivision (District 22)

GENERAL ORDINANCE NO. 35, 2005 - authorizes intersection controls for the Carriage Courts, Phase One (District 25)

May 9, 2005

GENERAL ORDINANCE NO. 36, 2005 - authorizes intersection controls for the Sycamore Leaf (Run) Subdivision, Section 1 (District 25)

GENERAL ORDINANCE NO. 37, 2005 – authorizes intersection controls for the Wildcat Run Subdivision, Sections 1, 2 and 3 (District 25)

GENERAL ORDINANCE NO. 38, 2005 - authorizes intersection controls for the intersection of Little Oak Lane and Southport Road (District 25)

SPECIAL RESOLUTION NO. 29, 2005 - recognizes North Central High School Girls' Basketball Team on their second straight Class 4A State Championship

SPECIAL RESOLUTION NO. 30, 2005 - recognizes North Central High School Boys' State Swimming and Diving Championship Team

SPECIAL RESOLUTION NO. 31, 2005 – memorializes the bravery and service of Patrolman Timothy Jacob Laird with a plaque to be placed in the 2700 block of South Dietz Street

SPECIAL RESOLUTION NO. 32, 2005 – recognizes Sue Shively's retirement as Chief Deputy Assessor of the Center Township Assessor's Office

SPECIAL RESOLUTION NO. 33, 2005 – congratulates the Indiana Sports Corporation on their 25th Anniversary

Respectfully,
s/Bart Peterson, Mayor

May 9, 2005

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL:

**INDIANAPOLIS MARION COUNTY LAW
ENFORCEMENT CONSOLIDATION COMMITTEE**

A plan to improve the quality, effectiveness and
efficiency in public safety for all citizens and our guests in Marion County

Earlier this year, I announced that "The primary responsibility of the City-County Council is to provide a safe and healthy environment to raise and educate our children and protect the citizens of Marion County." That continuing effort requires that we look at the means and to the laws enacted by our legislature so that we deliver a public safety plan that most effectively and economically protects our citizens and our guests who visit us from time to time.

As a long standing member of this Council, serving on the public safety and criminal justice committee, I have witnessed the steady increase in the public safety budget as we struggle to offer the best protection we can to our citizens. I feel that the Council, with the support of the Mayor, the Sheriff and our public safety director, should and will explore all opportunities available to insure that we enjoy the most effective and efficient law enforcement that can be had in an increasingly urban consolidated county.

In order to best assess a consolidated law enforcement department and the challenge of creating one, I am creating the "Indianapolis Marion County Law Enforcement Consolidation Committee". The mission of the committee will be to study and provide answers to the following questions as well as others that will become apparent:

- Will the creation of a consolidated law enforcement department provide reasonable and adequate police protection to the citizens and guests of the consolidated city and county?
- How should we and what is the most effective means of establishing consolidated law enforcement?
- Will the creation of a consolidated law enforcement department best serve the public interest?
- What are the budget and tax implications of creating and operating a consolidated law enforcement department?
- If we should create a consolidated law enforcement, what should be our goals and how soon should we act to accomplish such a consolidation?

We will be a more successful city by taking a careful look at the opportunity to create consolidated law enforcement and by seeking the input and help of the entire community. The Council will take a leadership role in the delivery of public safety in Marion County so as to keep our community the best place to work, live and raise our families.

Respectfully,
s/Steve Talley, President

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

Councillor Franklin moved, seconded by Councillor Conley, to return Proposal No. 45, 2005 to Committee.

Councillor Bowes called for a point of order and said that this motion is not appropriate at this time. Councillor Gibson said that due to the length of the agenda and most of the audience in attendance because of this issue, it would be appropriate to act on the matter so that those waiting for results do not have to stay.

Councillor Mansfield said that she opposes this motion. She said that there have been a substantial amount of meetings and a lot of time has been spent on this issue. She said that nothing will be gained by returning the proposal to Committee.

President Talley asked Aaron E. Haith, General Counsel, for a ruling on the point of order raised by Councillor Bowes. Mr. Haith said that Councillor Bowes is correct and the motion would only be appropriate if the proposal was under debate. Without changing the agenda and moving the proposal forward for action, the motion is out of order.

Councillor Borst moved, seconded by Councillor Gibson, to move Proposal No. 45, 2005 to the front of the agenda. The motion carried by a voice vote. President Talley said that the proposal will be heard as the first item after Introduction of Proposals.

Councillor Langsford made the following motion:

Mr. President:

Remonstrators and petitioners continue to negotiate a compromise regarding Proposal No. 133, 2005. Therefore, I move that the public hearing on Proposal No. 133, 2005, Rezoning Case 2004-ZON-123, be postponed until the May 23, 2005 Council hearing.

Councillor Gibson seconded the motion, and Proposal No. 133, 2005 was postponed until May 23, 2005. Proposal No. 133, 2005 is identified as a rezoning ordinance for Warren Township, Councilmanic District 21, 9135 East Raymond Street (approximate address) (2004-ZON-123) (2004-DP-008).

Without further objection, the agenda was adopted as amended.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of April 25, 2005. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 196, 2005. The proposal, sponsored by Councillor Oliver, recognizes HSBC and Habitat for Humanity of Greater Indianapolis for their efforts to revitalize the Martindale/Brightwood neighborhood. Councillor Oliver read the proposal and presented

May 9, 2005

representatives with copies of the document and Council pins. Mr. Gerald Dean, Habitat for Humanity of Greater Indianapolis, and Dr. Jim Grayson, Hong Kong Shanghai Banking Corporation (HSBC), thanked the Council for the recognition. Betty Jackson, new homeowner, thanked the Council for supporting this cause that helped her to have her own home. Ms. Mentor and Pat Davis, Martindale Brightwood, thanked the Council for the recognition. Councillor Oliver moved, seconded by Councillor Cockrum, for adoption. Proposal No. 196, 2005 was adopted by a unanimous voice vote.

Proposal No. 196, 2005 was retitled SPECIAL RESOLUTION NO. 34, 2005, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 34, 2005

A SPECIAL RESOLUTION recognizing HSBC and Habitat for Humanity of Greater Indianapolis for their efforts to revitalize the Martindale/Brightwood neighborhood.

WHEREAS, over the past five years Habitat for Humanity of Greater Indianapolis has built more than 40 homes in the Martindale/Brightwood neighborhood; and

WHEREAS, each new home requires a commitment of \$60,000 and 200 volunteers; and

WHEREAS, individuals, organizations, churches, business and philanthropic organizations have worked with Habitat for Humanity of Greater Indianapolis and invested \$2.5 million to help build 40 new homes in the community; and

WHEREAS, over 6,800 volunteers have taken part in the homebuilding efforts; and

WHEREAS, in 2004, HSBC invested \$63,000 and the time of 267 employee-volunteers to build Habitat for Humanity homes; and

WHEREAS, HSBC has raised an additional \$5,000 to assist homeowners, contributed \$27,000 to Junior Achievement, and will contribute an additional \$60,000 for the building of another Habitat for Humanity home this year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes Habitat for Humanity of Greater Indianapolis and HSBC for their efforts to revitalize the Martindale/Brightwood neighborhood.

SECTION 2. The Council extends its gratitude and appreciation to both organizations and hope they expand their positive contributions throughout Marion County.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 228, 2005. The proposal, sponsored by All Councillors, recognizes Lawrence North Wildcats on its second consecutive Class 4A basketball championship title. Councillor Cain read the proposal and presented representatives with copies of the document and Council pins. Coach Jack Keefer thanked the Council for the recognition. Councillor Cain moved, seconded by Councillor Franklin, for adoption. Proposal No. 228, 2005 was adopted by a unanimous voice vote.

Proposal No. 228, 2005 was retitled SPECIAL RESOLUTION NO. 35, 2005, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 2005

A SPECIAL RESOLUTION recognizing Lawrence North Wildcats on its second consecutive Class 4A basketball championship title.

WHEREAS, Saturday, March 26, 2005 marked the second consecutive Class 4A championship for Lawrence North Wildcats; and

WHEREAS, the Wildcats, with a record of 24-2, defeated Muncie Central in a 63-52 victory at Conseco Fieldhouse; and

WHEREAS, the Wildcat's title win marks the third championship for the school which first won the title in 1989; and

WHEREAS, the Wildcats hit 61.5 percent of their baskets and held Muncie Central Bearcats to 36.5 percent; and

WHEREAS, even Muncie Central's coach, Matt Fine, praised the Wildcats for their dynamic performance on the court; and

WHEREAS, Greg Oden lead the team hitting 14 of 19 field goals and ending the game with 29 points and nine rebounds; and

WHEREAS, Greg Oden's 29 point game broke the Class 4A titlegame scoring record that was set in 2000 by Zach Randolph of Marion; and

WHEREAS, Head Coach Jack Keefer not only lead his school to a victory, but was the McDonald's All-American High School East basketball coach; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Lawrence North Wildcats on their third Class 4A Championship title.

SECTION 2. The Council wishes the best to the seniors on the team as they take on new endeavors and graduate from high school.

SECTION 3. The Council wishes the other players and the coach success as they prepare for another winning season next year.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 229, 2005. The proposal, sponsored by All Councillors, recognizes Greg Oden of Lawrence North High School for his many accomplishments on and off the basketball court. Councillor Cain read the proposal and presented representatives with copies of the document and Council pins. Mr. Oden thanked the Council for the recognition and said that this could not have happened without his teammates and coaches. Councillor Cain moved, seconded by Councilor Gibson, for adoption. Proposal No. 229, 2005 was adopted by a unanimous voice vote.

Proposal No. 229, 2005 was retitled SPECIAL RESOLUTION NO. 36, 2005, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 36, 2005

A SPECIAL RESOLUTION recognizing Greg Oden of Lawrence North High School for his many accomplishments on and off the basketball court.

May 9, 2005

WHEREAS, the Gatorade National Advisory Board, which consists of sportswriters and sport-specific experts from around the country, selected Greg Oden, a junior at Lawrence North High School, to be the 2005 Gatorade National High School Boys Basketball Player of the Year; and

WHEREAS, the award, given to one student out of 545,000 male high school basketball players nationwide, not only recognizes athletic ability, but also honors academic performance and overall character; and

WHEREAS, Greg Oden met those standards by maintaining a 3.5 G.P.A and participating in several community efforts initiated by the Lawrence North High School basketball team; and

WHEREAS, Mr. Oden has led Lawrence North to its second consecutive Indiana Class 4A State Championship and the No. 6 spot in the final USA today Super 25 boys' basketball rankings; and

WHEREAS, the 7-foot center finished the season with a record average of 20 points, 9.6 rebounds and 3.7 blocks per game; and

WHEREAS, in addition to being only the second high school junior in the nation to receive Gatorade's award, he was named Parade Magazine's Co-Player of the Year for high school basketball; and

WHEREAS, Mayor Bart Peterson declared April 7, 2005 "Greg Oden Day" in Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council is honored to have Gatorade's National Player of the Year, Greg Oden, a part of its community.

SECTION 2. The Council feels that Mr. Oden is a perfect role model for how students should perform in the classroom, on the courts and in the community.

SECTION 3. The Council wishes Mr. Oden, his family and team the best in the future.

SECTION 4. The Council hopes that as a senior he will again lead Lawrence North High School to another Class 4A Championship.

SECTION 5. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 230, 2005. The proposal, sponsored by Councillors Schneider and Talley, recognizes the May 5, 2005, National Day of Prayer. Councillor Schneider read the proposal and moved, seconded by Councillor Gibson, for adoption. Proposal No. 230, 2005 was adopted by a unanimous voice vote.

Proposal No. 230, 2005 was retitled COUNCIL RESOLUTION NO. 57, 2005, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 57, 2005

A COUNCIL RESOLUTION recognizing the May 5, 2005, National Day of Prayer.

WHEREAS, throughout the history of America, our people have offered prayers of thanksgiving for our God-given rights and the blessings which we enjoy, as well as prayers for guidance, comfort, and protection; and

WHEREAS, in times of joy and times of peril, our Presidents, from George Washington to George W. Bush have called upon Americans to pray to our Creator; and

WHEREAS, observance of a National Day of Prayer was first declared by the Continental Congress in 1775; and

WHEREAS, the United States Congress in 1952 and again in 1988 reconfirmed this observance by proclaiming the first Thursday of May of each year as a National Day of Prayer; and

WHEREAS, the theme of the May 5, 2005 National Day of Prayer is "God shed His Grace on thee" and as the war in Iraq continues, we are encouraged to pray for our troops defending freedom everywhere; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council encourages our citizens to observe this day individually, as families, and as a community by joining their fellow citizens in praying for God's continuing guidance, comfort and protection of our Nation.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 187, 2005. Councillor Conley reported that the Public Works Committee heard Proposal No. 187, 2005 on May 5, 2005. The proposal, sponsored by Councillors Talley, Conley, Moriarty Adams and Gibson, appoints Greg Taylor to the Board of Public Works. Councillor Conley stated that a background check has not yet been performed and he moved, seconded by Councillor Cockrum, to postpone Proposal No. 187, 2005 until May 23, 2005. Proposal No. 187, 2005 was postponed by a unanimous voice vote.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 210, 2005. Introduced by Councillor Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$43,352 in the 2005 Budget of the Marion County Surveyor (Surveyor Corner Perpetuation Fund) to transfer Character 04 (Capital Outlay) funds to Character 02 (Supplies) and Character 03 (Other Services and Charges) to provide fuel, surveying supplies, contractual service and vehicle repairs"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 211, 2005. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$250,000 in the 2005 budget of the Center Township Assessor (Property Reassessment Fund) to offset the reduction in the General Fund"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 212, 2005. Introduced by Councillors Gray and Cockrum. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves certain public purpose grants totaling \$1,625,000 for the support of the arts"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 213, 2005. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$302,216 in the 2005 budget of the Metropolitan Emergency Communications Agency (Emergency Telephone System Fund) to purchase 20 additional MapStar Licenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 214, 2005. Introduced by Councillors Moriarty Adams and Talley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$10,000 in the 2005 Budget of the Marion County Sheriff's Department (State and Federal Grants Fund) to reimburse overtime for five (5) officers that work the Organized Crime Drug Task Force (OCDETF), funded by a grant from the Federal Bureau of Investigations Organized Crime Drug

Enforcement Task Force"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 215, 2005. Introduced by Councillor Bowes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Wood Creek Subdivision, Sections 1 and 2 (District 7)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 216, 2005. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on College Avenue near Fairfield Avenue (District 9)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 217, 2005. Introduced by Councillor Salisbury. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Country Meadows Subdivision (District 13)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 218, 2005. Introduced by Councillor Abdullah. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a one-way restriction for Harding Street between New York Street and White River Parkway West Drive (District 15)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 219, 2005. Introduced by Councillor Brown. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the intersection of Galaxy Lane and Morningstar Drive (District 18)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 220, 2005. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Willow Lakes Subdivision, Section 3 (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 221, 2005. Introduced by Councillor Langsford. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Woodsong Subdivision, Sections 1 & 2 (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 222, 2005. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Orchard Village Drive near Stop 11 Road (District 23)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 223, 2005. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Greythorne Subdivision, Section 1 (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 224, 2005. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the

Carriage Court Subdivision, Section 3 (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 225, 2005. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Adler Grove Subdivision, Section 2 (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 226, 2005. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Adler Grove Subdivision, Section 1 (District 25)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 227, 2005. Introduced by Councillor Plowman. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Wildcat Run Subdivision, Section 7 (District 25)"; and the President referred it to the Public Works Committee.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 45, 2005. Councillor Mansfield reported that the Children's Health and Environment Committee heard Proposal No. 45, 2005 on several occasions, holding four public forums and several other informational meetings, culminating with a vote on May 5, 2005. The proposal, sponsored by Councillors Bowes, Talley, Mansfield and Keller, amends the Code by establishing nonsmoking areas. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Franklin moved, seconded by Councillor Gibson, to return Proposal No. 45, 2005 to Committee.

Councillor Bowes stated that there have been nine committee hearings, including four public forums, and the committee has heard a lot from the community. He said that the proposal started out very strict and was amended twice in committee as a result of concerns expressed by the public. He said that this new amended version reflects what the community wants. Although an amendment was proposed in committee to extend the effective date, it was heard loudly that citizens do not want a delay on this issue any further. He said that with the amendments, the proposal has gained the support of the community, the editorial board of the Indianapolis Star, and the editorial staff of the Indiana Business Journal. He said that the Committee has heard plenty and does not need to discuss it further.

Councillor Abdullah said that returning it to committee would mean that more people are exposed to secondhand smoke and 86% of the community overwhelmingly supports the proposal according to statistics given from the Council staff of the 510 phone calls received the past few days. He said that it would be a travesty not to consider those lives that might be saved by quick support of this matter.

Councillor Oliver stated that children need to be protected, and justice delayed is justice denied. He said that sending the proposal back to committee is equal to a vote in opposition. He asked Council members to consider the overwhelming support as evidenced by the percentage of calls received in favor of the ordinance.

Councillor Bradford stated that he supports the motion to return Proposal No. 45, 2005 to committee. He said that he has probably spent more time in the hospitality industry than most Councillors and understands their concerns. Last Friday, Channel 13 news walked through Broad Ripple to consider the effect of the 10-foot rule on that area. He said that this regulation would greatly hamper businesses from thriving. He said that he still has concerns about an exemption written in for tobacco bars that really only applies to one existing bar. He added that there are still many unanswered questions with regards to the Board of Health and enforcement, as well as this effect on excluded cities. He said that passage of this proposal expects a lot from the hospitality industry. With the Indianapolis 500 coming to town and an extra tax being proposed, the restaurants and bars are being asked to do more, but yet having more regulations forced on them. He said that three to four of the sponsors of the proposal make up half of the committee and the four public forum venues were held during spring break and in venues like schools and health facilities, and therefore, these do not really show the full range of opinion on this matter.

Councillor Brown said that he is against returning the proposal to committee. He said that hundreds of hours have been spent on this issue and he has received over 65 phone calls and over 60 e-mails, and he believes the public has spoken and Councillors simply need to represent those people they serve. He said that this Council dropped the ball last week on the human rights proposal, and the least they can do is move forward with another issue affecting lives of citizens.

Councillor Schneider said that it is correct that a lot of time has been spent on this proposal, but most of the feedback was related to the original proposal as introduced. He said that a very substantive amendment was passed just four days ago on Thursday night and this is not enough time for the public to review and see how these changes will further impact their business.

Councillor Franklin said that she is not a smoker, and she is not saying that she does not support a smokefree ordinance, but she represents both smokers and non-smokers. She said that she believes the Council owes it to restaurant owners to have sufficient time to look over these amendments.

Councillor McWhirter said that she supports returning the proposal to committee. She said that if it comes to the floor, she will support it, but she feels if a vote is taken this evening, it will fail.

Councillor Boyd said that he joins the sponsors of the proposal in asking that the issue not be returned to committee. He said that there has been adequate opportunity for public input and these amendments are in response to public input. He said that sending the proposal back to committee will weaken it and he would prefer it be stronger. He said that as elected officials, Council members are responsible to many people, and his mailbox has been full with overwhelming support for the ordinance.

Councillor Plowman said that he is not against a smoking ban, but is against the proposal in its current form. He said that 510 phone calls in the Council office and 50 e-mails only equals 560 people, which is a very small percentage of the population of Indianapolis, and is not really representative of the full constituency. He said that he believes in protecting children, but as a parent, it is his responsibility to protect his child. He said that sending it back to committee for it to come out less strict does not make it a bad proposal. He said that he has had very few calls from people in his district about this matter.

Councillor Nytes said that she supports Proposal No. 45, 2005 and does not want to see it returned to committee. She said that it may not be perfect as currently written, but it gives Marion County an opportunity to lead the state in initiatives to protect the health of citizens.

Councillor Borst said that he supports the motion to return the proposal to committee. He said that he supports a ban of some sort, but he does not think this language is quite there yet. He said that he has trouble with some of the definitions and feels bowling alleys need to be further addressed. He said that he feels that the proposal is about 80% there, and another month to get it right is not too much to ask.

Councillor Langsford said that he is not opposed to the ban, but he believes it needs to be tweaked to make more palatable to some restaurants who will be asked to pay extra taxes for the new stadium.

Councillor Randolph said that he supports the motion to return Proposal No. 45, 2005 to committee. He urged the Council not to pass a flawed law. The government is being hypocritical asking these businesses to pay increased taxes and then regulating areas that affect their profit.

Councillor Mansfield said that she appreciates those comments that have been made, but these amendments were specifically designed to address concerns by those who came to testify and will actually help businesses, not hurt them. She said that some are still pushing for separate smoking rooms, but testimony was given that the levels of chemicals in the air are just as bad in the attached non-smoking rooms as in the smoking rooms, and this does not work. She said that it was testified that tornado-like winds would be needed to clear the air, and there are no technologies available today that would truly clean the air to safe levels. She said that indoor air pollution decreased 93% in New York when they went smokefree, and the bars and restaurants were not affected negatively. She said that an entire evening was dedicated to testimony from the hospitality industry, as well as the four public forums where many of these same people spoke again. She said that the four public forums were held in easily-accessible venues in four separate areas of the County to gain as much input as possible, and over 200 people showed up to speak at these forums. Councillor Mansfield said that according to an Indiana University public opinion poll, 66% of Marion County residents support a smokefree air act. This is a quality of life issue and has been supported by the community and endorsed by the Indiana Business Journal and Indianapolis Star. She said that an exemption was made for bars and taverns, but they do not want to see family dining choices disappear. She said that she has contacted each Councillor and tried to give them as much information as possible, but some Councillors did not even bother to return her calls. She said that this issue has been beaten to death and nothing will be gained by prolonging the vote. She said that the community has stepped up and said what they wanted and it is the Council's job to insure their feelings on this important public health issue are heard.

Proposal No. 45, 2005 was returned to committee on the following roll call vote; viz:

16 YEAS: Borst, Bradford, Cain, Cockrum, Conley, Day, Franklin, Gibson, Langsford, McWhirter, Moriarty Adams, Pfisterer, Plowman, Randolph, Schneider, Speedy
13 NAYS: Abduallah, Bowes, Boyd, Brown, Gray, Keller, Mahern, Mansfield, Nytes, Oliver, Salisbury, Sanders, Talley

President Talley called for a brief recess at 8:34 p.m. President Talley reconvened the City-County Council at 8:44 p.m.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 231-235, 2005 and PROPOSAL NO. 236, 2005. Introduced by Councillor Mahern. Proposal Nos. 231-235, 2005 and Proposal No. 236, 2005 are proposals for Rezoning

May 9, 2005

Ordinances certified by the Metropolitan Development Commission on April 26 and 29, 2005. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 56-61, 2005, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 56, 2005.

2005-ZON-022 (Amended)

6695 EAST 34TH STREET (Approximate Address), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 17.

CERAMICA, INC., by Thomas Michael Quinn, requests a rezoning of 5.3 acres,

R.O. No. 56, 2005 being in the C-S, C-I-D, and I-3-S Districts, to the I-3-S classification to provide for industrial uses.

REZONING ORDINANCE NO. 57, 2005.

2005-ZON-030

5203 EAST 32ND STREET (Approximate Address), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 17.

CATHEDRAL COMMUNITY CARE, requests a rezoning of 2.172 acres, being in the I-2-U and SU-1 Districts, to the SU-1 classification to provide for religious uses and related social services, including daycare, Bible school, homeless feeding (soup kitchen), drug and alcohol prevention classes, and adult education services.

REZONING ORDINANCE NO. 58, 2005.

2005-ZON-031

5219 WEST 10TH STREET (Approximate Address), TOWN OF SPEEDWAY

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 14.

ABRAHAM YEWUBNEH requests a rezoning of 0.265 acre, being in the I-2-U District, to the C-3 classification to provide for a coffee shop.

REZONING ORDINANCE NO. 59, 2005.

2005-ZON-032

2134-2148 NORTH ARSENAL AVENUE (Approximate Addresses), INDIANAPOLIS

CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9.

SCOTT UNITED METHODIST CHURCH requests a rezoning of 0.45 acre, being in the I-3-U and SU-1 Districts, to the SU-1 classification to provide for a church youth center.

REZONING ORDINANCE NO. 60, 2005.

2005-ZON-037

9702 AND 9712 EAST WASHINGTON STREET (Approximate Addresses), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 21.

TOM ENGLISH RETAIL REAL ESTATE, LLC, by Joseph D. Calderon, requests a rezoning of 5.8 acres, being in the C-2 and C-1 Districts, to the C-3 classification to provide for a neighborhood retail development.

REZONING ORDINANCE NO. 61, 2005.

2005-ZON-007

10602 EAST PROSPECT STREET (Approximate Address), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #21.

MANN PROPERTIES LLC, by Stephen D. Mears, requests a rezoning of 41.6 acres, being in the D-A (FW)(FF) District, to the D-3 (FW)(FF) classification to provide for a single-family residential development.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 175-182, 184, and 186, 2005 on April 27, 2005. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 175, 2005. The proposal, sponsored by Councillor Moriarty Adams, approves an increase of \$115,000 in the 2005 Budget of the Public Defender Agency (State and Federal Grants Fund) to pay contractual services for sentencing consultants, substance abuse screener, Juvenile Diversion Program facilitator and Midtown Mental Health Center, funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 176, 2005. The proposal, sponsored by Councillor Moriarty Adams, approves an increase of \$88,076 in the 2005 Budget of the Marion County Community Corrections Agency (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from Indiana Criminal Justice Institute. PROPOSAL NO. 177, 2005. The proposal, sponsored by Councillor Borst, approves an increase of \$50,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) for Commissioners to hear Parental Termination Cases, funded by a grant from the Indiana Supreme Court. PROPOSAL NO. 178, 2005. The proposal, sponsored by Councillor Borst, approves an increase of \$15,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) for Commissioners to hear Parental Termination Cases, funded by a grant from the Indiana Supreme Court. PROPOSAL NO. 179, 2005. The proposal, sponsored by Councillor Borst, approves an increase of \$25,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for a Guardian Ad Litem, Court Appointed Special Advocate representation at Juvenile Court, funded by a grant from Indiana Criminal Justice Institute. PROPOSAL NO. 180, 2005. The proposal, sponsored by Councillor Borst, approves an increase of \$16,806 in the 2005 Budget of the Marion Superior Court (Guardian Ad Litem Fund) to increase appropriation to allow for full amount of State Grant to pass through to Child Advocates. PROPOSAL NO. 181, 2005. The proposal, sponsored by Councillor Borst, approves an increase of \$44,189 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide for a pass-through grant for Transitional Assistance Services that provide services for at-risk youth, funded by a grant from Indiana Criminal Justice Institute. PROPOSAL NO. 182, 2005. The proposal, sponsored by Councillor Borst, approves an increase of \$25,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for Community Service Worker Coordinator, funded by a grant from Southeast Umbrella Organization Weed and Seed, Department of Justice. PROPOSAL NO. 184, 2005. The proposal, sponsored by Councillor Borst, approves an increase of \$116,347 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to pay for salaries for Community Court, funded by a grant from the Indiana Criminal Justice Institute. PROPOSAL NO. 186, 2005. The proposal, sponsored by Councillor Moriarty Adams, approves an increase of \$489,100 in the 2005 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to cover salaries, fringes and overtime for Hancock, Hamilton and Marion County, funded by a Metro Drug Task Force Grant from Indiana Criminal Justice Institute. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Gibson urged fellow Councillors to support Proposal No. 181, 2005, in order to keep young people out of the juvenile system.

Councillor Nytes said that she supports all of these programs but wants the Council to continue to be mindful of the instability of federal and state funding for these critical programs. She said as budgets are challenged, the Council should begin looking now at alternative local funding in order to keep these crucial programs in place.

President Talley called for public testimony at 9:00 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Gibson, for adoption. Proposal Nos. 175-182, 184, and 186, 2005 were adopted on the following roll call vote; viz:

May 9, 2005

26 YEAS: *Abduallah, Borst, Bowes, Boyd, Bradford, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Langsford, Mahern, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy, Talley*

0 NAYS:

3 NOT VOTING: *Brown, Keller, Mansfield*

Proposal No. 175, 2005 was retitled FISCAL ORDINANCE NO. 49, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 49, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional One Hundred Fifteen Thousand Dollars (\$115,000) in the State and Federal Grants Fund for purposes of the Marion County Public Defender Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Public Defender Agency to pay contractual services for sentencing consultants, substance abuse screener, Juvenile Diversion Program facilitator and Midtown Mental Health Center.

SECTION 2. The sum of an additional One Hundred Fifteen Thousand Dollars (\$115,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>PUBLIC DEFENDER AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
2. Supplies	1,000
3. Other Services and Charges	<u>114,000</u>
TOTAL INCREASE	115,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>115,000</u>
TOTAL REDUCTION	115,000

SECTION 5. Local match of \$38,334 is funded by the following existing appropriations: County General \$17,850 and Drug Free \$20,484.

Existing appropriation for the Public Defender Agency

	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	17,850

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 176, 2005 was retitled FISCAL ORDINANCE NO. 50, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 50, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 138, 2004) appropriating an additional Eight-eight Thousand Seventy-six Dollars (\$88,076) in the State and Federal Grants Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (c) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to fund a substance abuse treatment program.

SECTION 2. The sum of Eighty-eight Thousand Seventy-six Dollars (\$88,076) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	4,636
3. Other Services and Charges	83,440
TOTAL INCREASE	88,076

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	88,076
TOTAL REDUCTION	88,076

SECTION 5. Local match (\$29,359) funded by outside vendor, Life Effectiveness Training.

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 177, 2005 was retitled FISCAL ORDINANCE NO. 51, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grants Fund for purposes of the Marion Superior Court, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court, for commissioners to hear Parental Termination Cases.

May 9, 2005

SECTION 2. The sum of an additional Fifty Thousand Dollars (\$50,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	49,500
2. Supplies	<u>500</u>
TOTAL INCREASE	50,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>50,000</u>
TOTAL REDUCTION	50,000

SECTION 5. No local match

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 178, 2005 was retitled FISCAL ORDINANCE NO. 52, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional Fifteen Thousand Dollars (\$15,000) in the State and Federal Grants Fund for purposes of the Marion Superior Court, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court, for commissioners to hear Parental Termination Cases.

SECTION 2. The sum of an additional Fifteen Thousand Dollars (\$15,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT, JUVENILE DIVISION</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>15,000</u>
TOTAL INCREASE	15,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>15,000</u>
TOTAL REDUCTION	15,000

SECTION 5. No local match

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 179, 2005 was retitled FISCAL ORDINANCE NO. 53, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional Twenty-Five Thousand Dollars (\$25,000) in the State and Federal Grant sFund for purposes of the Marion Superior Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court for a Guardian Ad Litem, Court Appointed Special Advocate representation at Juvenile Court.

SECTION 2. The sum of an additional Twenty-Five Thousand Dollars (\$25,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>25,000</u>
TOTAL INCREASE	25,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered,00	
State and Federal Grants Fund	<u>25,000</u>
TOTAL REDUCTION	25,000

SECTION 5. No local match

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 180, 2005 was retitled FISCAL ORDINANCE NO. 54, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional Sixteen Thousand Eight Hundred Six Dollars (\$16,806) in the Guardian Ad Litem Fund for purposes of the Marion Superior Court and reducing the unappropriated and unencumbered balance in the Guardian Ad Litem Fund.

May 9, 2005

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to increase appropriation to allow for full amount of State Grant to pass through to Child Advocates.

SECTION 2. The sum of an additional Sixteen Thousand Eight Hundred Six Dollars (\$16,806) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>GUARDIAN AD LITEM FUND</u>
3. Other Services and Charges	<u>16,806</u>
TOTAL INCREASE	16,806

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>GUARDIAN AD LITEM FUND</u>
Unappropriated and Unencumbered	
Guardian Ad Litem Fund	<u>16,806</u>
TOTAL REDUCTION	16,806

SECTION 5. Except to the extent of matching funds approved in this ordinance, the Council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 181, 2005 was retitled FISCAL ORDINANCE NO. 55, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional Forty-four Thousand One Hundred Eighty-nine Dollars (\$44,189) in the State and Federal Grant Fund for purposes of the Marion Superior Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to provide funds for pass through grant for Transition Assistance Services that provide services for at-risk youth.

SECTION 2. The sum of an additional Forty-four Thousand One Hundred Eighty-nine Dollars (\$44,189) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Service and Charges	<u>44,189</u>
TOTAL INCREASE	44,189

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>44,189</u>
TOTAL REDUCTION	44,189

SECTION 5. No local match

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 182, 2005 was retitled FISCAL ORDINANCE NO. 56, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional Twenty-Five Thousand Dollars (\$25,000) in the State and Federal Grant Fund for purposes of the Marion County Superior Court and reducing the unappropriated and unencumbered balance in the County Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to provide funds for Community Service Worker Coordinator.

SECTION 2. The sum of an additional Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>25,000</u>
TOTAL INCREASE	25,000

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>25,000</u>
TOTAL REDUCTION	25,000

SECTION 5. No local match

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

May 9, 2005

Proposal No. 184, 2005 was retitled FISCAL ORDINANCE NO. 57, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional One Hundred Sixteen Thousand Three Hundred Forty-seven Dollars (\$116,347) in the State and Federal Grant Fund for purposes of the Marion Superior Court and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (f) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to pay for salaries for Community Court .

SECTION 2. The sum of an additional One Hundred Sixteen Thousand Three Hundred Forty-seven Dollars (\$116,347)be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	69,077
1. Personal Services-fringes	17,157
3. Other Services and Charges	<u>30,113</u>
TOTAL INCREASE	116,347

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>116,347</u>
TOTAL REDUCTION	116,347

SECTION 5. Local match of \$38,783 is funded by the following existing appropriations in the Marion Superior Court budget:

	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>38,783</u>
TOTAL MATCH	38,783

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 186, 2005 was retitled FISCAL ORDINANCE NO. 58, 2005, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 2005

A FISCAL ORDINANCE amending the City-County Annual Budget for 2005 (City-County Fiscal Ordinance No. 139, 2004) appropriating an additional Four Hundred Eighty-Nine Thousand One Hundred Dollars (\$489,100) in the State and Federal Grants Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1 (d) of the City-County Annual Budget for 2005 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to cover salaries, fringes and overtime for Hancock, Hamilton and Marion County. (Metro Drug Task Force Grant)

SECTION 2. The sum of an additional Four Hundred Eighty-Nine Thousand One Hundred Dollars (\$489,100) be, and the same is hereby, appropriated the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	239,605
1. Personal Service-fringes	44,415
3. Other Services and Charges	<u>205,080</u>
TOTAL INCREASE	489,100

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>489,100</u>
TOTAL REDUCTION	489,100

SECTION 5. Local match of \$163,034 is funded by the Indianapolis Police Department.

SECTION 6. Except to the extent of matching funds approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the auditor are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 171, 2005. Councillor Sanders reported that the Administration and Finance Committee heard Proposal No. 171, 2005 on May 3, 2005. The proposal, sponsored by Councillors Nytes and McWhirter, determines the need to lease approximately 7,962 square feet of office space at 155 East Market Street, Suite 200, for a home detention program of the Marion County Community Corrections Agency. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Sanders moved, seconded by Councillor Nytes, for adoption. Proposal No. 171, 2005 was adopted on the following roll call vote; viz:

25 YEAS: Abdullallah, Borst, Bowes, Boyd, Bradford, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Langsford, Mahern, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Salisbury, Sanders, Schneider, Speedy, Talley
1 NAYS: Brown
3 NOT VOTING: Keller, Mansfield, Randolph

Proposal No. 171, 2005 was retitled SPECIAL RESOLUTION NO. 37, 2005, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 2005

A SPECIAL RESOLUTION determining the need to lease approximately 7,962 square feet of office space at 155 East Market Street, Suite 200, Indianapolis, Indiana, for a home detention program of the Marion County Community Corrections Agency.

May 9, 2005

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to I.C. 36-1-10-7(2), has investigated the conditions requiring the subject lease and hereby determines the lease of office space for the use of a home detention program of the Marion County Community Corrections Agency is necessary.

SECTION 2. The property to be leased is located at 155 East Market Street, Suite 200, Indianapolis, Indiana, and is owned by Barrister Limited Liability Company, an Indiana limited liability company.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with I.C. 36-3-4-14.

PROPOSAL NO. 173, 2005. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 173, 2005 on April 27, 2005. The proposal, sponsored by Councillor Moriarty Adams, amends the Revised Code provisions regarding the Marion County Criminal Justice Planning Council and the procedures for expenditures from the Drug Free Community Fund. Councillor Moriarty Adams moved, seconded by Councillor Plowman, to return Proposal No. 173, 2005 to committee. Proposal No. 173, 2005 was returned to committee by a unanimous voice vote.

Councillor Conley reported that the Public Works Committee heard Proposal Nos. 188-192, 2005 on May 5, 2005. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 188, 2005. The proposal, sponsored by Councillor Randolph, authorizes intersection controls for the Augusta Commons (Crossing) Subdivision, Sections 1 and 2 (District 1). PROPOSAL NO. 189, 2005. The proposal, sponsored by Councillor Salisbury, authorizes intersection controls for the Country Charm Subdivision, Sections 1 and 2 (District 13). PROPOSAL NO. 190, 2005. The proposal, sponsored by Councillor Mahern, authorizes parking control changes on Capitol Avenue between Maryland Street and Washington Street (District 19). PROPOSAL NO. 191, 2005. The proposal, sponsored by Councillor Langsford, authorizes intersection controls for the Willow Lakes Subdivision, Section 4 (District 21). PROPOSAL NO. 192, 2005. The proposal, sponsored by Councillor Langsford, authorizes intersection controls for the Willow Oaks Subdivision, Section 4 (District 21). Councillor Conley moved, seconded by Councillor Gibson, for adoption. Proposal Nos. 188-192, 2005 were adopted on the following roll call vote; viz:

24 YEAS: Abdullah, Borst, Bowes, Boyd, Bradford, Cain, Cockrum, Conley, Day, Franklin, Gibson, Langsford, Mahern, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Salisbury, Sanders, Schneider, Speedy, Talley

0 NAYS:

5 NOT VOTING: Brown, Gray, Keller, Mansfield, Randolph

Proposal No. 188, 2005 was retitled GENERAL ORDINANCE NO. 39, 2005, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 2005

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9	Autumn Crest Ct Barharbor Ct	Autumn Crest Ct	Stop
9	Autumn Crest Ct New Augusta Rd	New Augusta Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 189, 2005 was retitled GENERAL ORDINANCE NO. 40, 2005, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 2005

A GENERAL ORDINANCE amending the “Revised Code of the Consolidated City and County,” Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 2. The “Revised Code of the Consolidated City and County,” specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22	Country Charm Dr Country Club Rd	Country Club Rd	Stop
22	Country Charm Dr Kayla Dr	Country Charm Dr	Stop
22	Country Club Rd Kousa Dr	Country Club Rd	Stop
22	Kayla Dr, NB Kousa Dr	Kousa Dr	Stop
22	Kayla Dr, SB Kousa Dr	Kousa Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 190, 2005 was retitled GENERAL ORDINANCE NO. 41, 2005, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 2005

A GENERAL ORDINANCE amending the “Revised Code of the Consolidated City and County,” Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets and Sec. 621-202, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Capitol Avenue, on the west side, from
Court Street to McCarty Street

May 9, 2005

SECTION 2. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-202, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

2 HOUR METERS

Capitol Avenue, on the west side, from
Washington Street to Maryland Street

SECTION 3. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-122, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Capitol Avenue, on the west side, from
A point 360 feet north of Maryland Street to Court Street

Capitol Avenue, on the west side, from
McCarty Street to Maryland Street

SECTION 4. That the Revised Code of the Consolidated City and County, Indianapolis/Marion County, Indiana, specifically Sec. 621-202, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

2 HOUR METERS

Capitol Avenue, on the west side, from
Maryland Street to a point 180 feet north of Maryland Street

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 191, 2005 was retitled GENERAL ORDINANCE NO. 42, 2005, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 2005

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34	Blue Willow Dr Blue Willow Ln	Blue Willow Dr	Stop
34	Blue Willow Dr Windy Hill Ln	Blue Willow Dr	Stop
34	Stockard St Windy Hill Ln	Windy Hill Ln	Stop
34	Stockard St Wood Stream Dr	Wood Stream Dr	Stop
34	Windy Hill Ln Wood Stream Dr	Wood Stream Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 192, 2005 was retitled GENERAL ORDINANCE NO. 43, 2005, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 43, 2005

A GENERAL ORDINANCE amending the "Revised Code of the Consolidated City and County," Sec. 441-416, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County," specifically, Sec. 441-416, Schedule of intersection controls, be and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34	Alvee Cir Wood Stream Dr	Wood Stream Dr	Stop
34	Lofton Ct Windy Hill Dr Wood Stream Dr	Windy Hill Dr Wood Stream Dr	Stop
34	Palmaro Cir Wayforest Ct Windy Hill Dr	Windy Hill Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Borst stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillors Pfisterer and Randolph in memory of Carl Edwards, Herschel Cauble, Flossie Mae Huddleston Napier and Dorothy Rowland Danielson; and
- (2) Councillors Langsford, Gray, Randolph, and Brown in memory of Kylee Ann Kriech; and
- (3) Councillor Langsford in memory of Eugenia Kryszczuk; and
- (4) Councillor Oliver in memory of Billy Alphonizo Hattiex.

Councillor Borst moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Carl Edwards, Herschel Cauble, Flossie Mae Huddleston Napier, Dorothy Rowland Danielson, Kylee Ann Kriech, Eugenia Kryszczuk, and Billy Alphonizo Hattiex. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:07 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 9th day of May, 2005.

May 9, 2005

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)

